

ATTACHMENT “A”

FILED

2018 AUG -8 PM 4: 25

CLERK US DISTRICT COURT
DISTRICT OF ARIZONA

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7
8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE DISTRICT OF ARIZONA

10 United States of America,

11 Plaintiff,

12 vs.
13

- 14 1. [REDACTED]
15 2. [REDACTED]
16 3. Nestor Javier Padilla,
17 Counts 1, 4-9, 11
18 4. Gladys Yolanda Martinez,
19 Counts 1, 3, 11
20 5. [REDACTED]
21 6. Yesica Alvarez-Castillo,
22 Counts 1, 12, 13
23

24 Defendants.
25
26
27
28

CR18-1583TUC JGZ(BGM)

INDICTMENT

VIO: 21 U.S.C. § 846
(Conspiracy to Possess with Intent to
Distribute Methamphetamine and
Fentanyl)
Count 1

21 U.S.C. §§ 841(a)(1) and
841(b)(1)(B)(vi)
(Possession with Intent to Distribute
Fentanyl)
Counts 4, 6, 8, 11

21 U.S.C. §§ 841(a)(1) and
841(b)(1)(C)
(Possession with Intent to Distribute
Fentanyl)
Counts 2-3

21 U.S.C. §§ 841(a)(1) and
841(b)(1)(A)(viii)
(Possession with Intent to Distribute
Methamphetamine)
Counts 5, 7, 9, 10, 12, 15

21 U.S.C. §§ 841(a)(1) and
841(b)(1)(A)(i)
(Possession with Intent to Distribute
Heroin)
Count 13, 14

SEALED

THE GRAND JURY CHARGES:

COUNT 1

Beginning at a time unknown, to on or about January 9, 2018, at or near Tucson, Nogales and Phoenix, in the District of Arizona, [REDACTED] Nestor Javier Padilla, Gladys Yolanda Martinez, [REDACTED] and Yesica Alvarez-Castillo did knowingly and intentionally combine, conspire, confederate and agree with persons known and unknown to the grand jury, to possess with intent to distribute 400 grams or more of a mixture or substance containing a detectable amount of fentanyl, a Schedule II controlled substance, in violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(A)(vi); and 50 grams or more of methamphetamine, or 500 grams or more of a mixture or substance containing a detectable amount of methamphetamine, a Schedule II controlled substance, in violation of Title 21, United States Code, Section 841(a)(1) and 841(b)(1)(A)(viii).

All in violation of Title 21, United States Code, Section 846.

COUNT 2

On or about June 7, 2017, at or near Tucson, in the District of Arizona, [REDACTED] did knowingly and intentionally possess with intent to distribute a quantity of a mixture or substance containing a detectable amount of fentanyl, a Schedule II controlled substance, in violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(C).

COUNT 3

On or about June 14, 2017, at or near Phoenix, in the District of Arizona, [REDACTED] and Gladys Yolanda Martinez, did knowingly and intentionally possess with intent to distribute a quantity of a mixture or substance containing a detectable amount of fentanyl, a Schedule II controlled substance, in violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(C).

COUNT 4

On or about June 21, 2017, at or near Phoenix, in the District of Arizona, [REDACTED] and Nestor Javier Padilla did knowingly and intentionally possess with intent to distribute 40 grams or more of a mixture or substance containing a detectable amount of fentanyl, that is, approximately 75.5 grams of fentanyl, a Schedule II controlled substance, in violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(B)(vi).

COUNT 5

On or about June 21, 2017, at or near Phoenix, in the District of Arizona, [REDACTED] and Nestor Javier Padilla did knowingly and intentionally possess with intent to distribute 5 grams or more of methamphetamine, or 50 grams or more of a mixture or substance containing a detectable amount of methamphetamine, that is, approximately 55 grams of methamphetamine, a Schedule II controlled substance; in violation of Title 21, United States Code, Section 841(a)(1) and 841(b)(1)(B)(viii).

COUNT 6

On or about August 10, 2017, at or near Phoenix, in the District of Arizona, [REDACTED] and Nestor Javier Padilla did knowingly and intentionally possess with intent to distribute 40 grams or more of a mixture or substance containing a detectable amount of fentanyl, that is, approximately 101.2 grams of fentanyl, a Schedule II controlled substance, in violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(B)(vi).

COUNT 7

On or about August 10, 2017, at or near Phoenix, in the District of Arizona, [REDACTED] and Nestor Javier Padilla did knowingly and intentionally possess with intent to distribute 50 grams or more of methamphetamine, or 500 grams or more of a mixture or substance containing a detectable amount of methamphetamine, that

1 is, approximately 649.9 grams of methamphetamine, a Schedule II controlled substance;
2 in violation of Title 21, United States Code, Section 841(a)(1) and 841(b)(1)(A)(viii).

3 **COUNT 8**

4 On or about August 24, 2017, at or near Phoenix, in the District of Arizona, [REDACTED]
5 [REDACTED] and Nestor Javier Padilla did knowingly and intentionally
6 possess with intent to distribute 40 grams or more of a mixture or substance containing a
7 detectable amount of fentanyl, that is, approximately 64.9 grams of fentanyl, a Schedule II
8 controlled substance, in violation of Title 21, United States Code, Sections 841(a)(1) and
9 841(b)(1)(B)(vi).

10 **COUNT 9**

11 On or about August 24, 2017, at or near Phoenix, in the District of Arizona, [REDACTED]
12 [REDACTED] and Nestor Javier Padilla did knowingly and intentionally
13 possess with intent to distribute 50 grams or more of methamphetamine, or 500 grams or
14 more of a mixture or substance containing a detectable amount of methamphetamine, that
15 is, approximately 1,668.3 grams of methamphetamine, a Schedule II controlled substance;
16 in violation of Title 21, United States Code, Section 841(a)(1) and 841(b)(1)(A)(viii).

17 **COUNT 10**

18 On or about September 2, 2017, at or near Nogales, in the District of Arizona, [REDACTED]
19 [REDACTED] did knowingly and intentionally possess with intent to distribute
20 50 grams or more of methamphetamine, or 500 grams or more of a mixture or substance
21 containing a detectable amount of methamphetamine, that is, approximately 8.3 kilograms
22 of methamphetamine, a Schedule II controlled substance; in violation of Title 21, United
23 States Code, Section 841(a)(1) and 841(b)(1)(A)(viii).

24 **COUNT 11**

25 On or about September 19, 2017, at or near Phoenix, in the District of Arizona,
26 [REDACTED] and Gladys Yolanda
27 Martinez, did knowingly and intentionally possess with intent to distribute 40 grams or
28

1 more of a mixture or substance containing a detectable amount of fentanyl, that is,
2 approximately 166.1 grams of fentanyl, a Schedule II controlled substance, in violation of
3 Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(B)(vi).

4 **COUNT 12**

5 On or about January 12, 2018, at or near Tucson, in the District of Arizona, [REDACTED]
6 [REDACTED] and Yesica Alvarez-Castillo, did
7 knowingly and intentionally possess with intent to distribute 50 grams or more of
8 methamphetamine, or 500 grams or more of a mixture or substance containing a detectable
9 amount of methamphetamine, that is, approximately 1 kilogram of methamphetamine, a
10 Schedule II controlled substance; in violation of Title 21, United States Code, Section
11 841(a)(1) and 841(b)(1)(A)(viii).

12 **COUNT 13**

13 On or about March 15, 2018, at or near Tucson, in the District of Arizona, Yesica
14 Alvarez-Castillo did knowingly and intentionally possess with intent to distribute 1
15 kilogram or more of heroin, that is, approximately 1.3 kilograms of heroin, a Schedule I
16 controlled substance, in violation of Title 21, United States Code, Sections 841(a)(1) and
17 841(b)(1)(A)(i).

18 **COUNT 14**

19 On or about August 5, 2016, at or near Tucson, in the District of Arizona, [REDACTED]
20 [REDACTED] did knowingly and intentionally possess with intent to distribute 1
21 kilogram or more of heroin, that is, approximately 1.043 kilograms of heroin, a Schedule I
22 controlled substance, in violation of Title 21, United States Code, Sections 841(a)(1) and
23 841(b)(1)(A)(i).

24 **COUNT 15**

25 On or about August 5, 2016, at or near Tucson, in the District of Arizona, [REDACTED]
26 [REDACTED] did knowingly and intentionally possess with intent to distribute
27 50 grams or more of methamphetamine, or 500 grams or more of a mixture or substance
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1 containing a detectable amount of methamphetamine, that is, approximately 7.3 kilograms
2 of methamphetamine, a Schedule II controlled substance; in violation of Title 21, United
3 States Code, Section 841(a)(1) and 841(b)(1)(A)(viii).

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5 A TRUE BILL

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7 _____
Presiding Juror

8 ELIZABETH A. STRANGE
9 First Assistant U.S. Attorney
District of Arizona

10 / S /

11 Assistant U.S. Attorney

12 Dated:

13 **AUG 08 2018**

**REDACTED FOR
PUBLIC DISCLOSURE**